

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TENNESSEE
at CHATTANOOGA

UNITED STATES OF AMERICA)	
)	Case No. 1:06-cr-48
)	
vs.)	JUDGE EDGAR
)	MAGISTRATE JUDGE CARTER
)	
LARRY D. JOHNSON)	

ORDER

Magistrate Judge Susan K. Lee filed a report and recommendation recommending the Court: (1) grant Defendant's motion to withdraw his not guilty plea; (2) accept Defendant's plea of guilty to Counts Two and Four of the Indictment; (3) adjudicate Defendant guilty of the charges set forth in Counts Two and Four of the Indictment; and (4) find Defendant shall remain in custody until sentencing in this matter [Doc. No. 23]. Neither party filed a timely objection to the report and recommendation. After reviewing the record, the Court agrees with the magistrate judge's report and recommendation. Accordingly, the Court **ACCEPTS** and **ADOPTS** the magistrate judge's report and recommendation [Doc. No. 23] pursuant to 28 U.S.C. § 636(b)(1) and **ORDERS** as follows:

(1) Defendant's motion to withdraw his not guilty plea to Counts Two and Four is **GRANTED**;

(2) Defendant's plea of guilty to Counts Two and Four of the Indictment is **ACCEPTED**;

(3) Defendant is hereby **ADJUDGED** guilty of the charges set forth in Counts Two and Four of the Indictment; and

(4) Defendant **SHALL REMAIN** in custody until sentencing in this matter.

SO ORDERED.

ENTER:

/s/ R. Allan Edgar
R. ALLAN EDGAR
UNITED STATES DISTRICT JUDGE